

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

BPP ILLINOIS, LLC; BPP IOWA, LLC; BPP
MICHIGAN, LLC; BPP MINNESOTA, LLC; BPP
TEXAS, LLC; BPP WISCONSIN, LLC; FFC
PARTNERSHIP, L.P.; and FINE CAPITAL
ASSOCIATES, L.P.,

Plaintiffs,

-against-

THE ROYAL BANK OF SCOTLAND GROUP PLC; RBS
CITIZENS, N.A.; and CITIZENS BANK OF
PENNSYLVANIA,

Defendants.

Civil Action No. 1:13-cv-638

ORAL ARGUMENT
REQUESTED

NOTICE OF MOTION TO DISMISS COMPLAINT

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law and the declaration and exhibits thereto, Defendants The Royal Bank of Scotland Group plc; RBS Citizens, N.A.; and Citizens Bank of Pennsylvania will move this Court, before the Honorable Jesse M. Furman, United States District Judge, for an order dismissing the complaint with prejudice in its entirety as against all Defendants, pursuant to Federal Rules of Civil Procedure 12(b)(6), 9(b), and 8(a). Defendants request that oral argument be heard on this motion.

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Dated: New York, New York
April 15, 2013

/s/ Robert G. Houck

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